

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:19-cv-02911-JGK**

Garcia Gonzalez v. US Citizenship & Immigration Services et al Date Filed: 04/02/2019
Assigned to: Judge John G. Koeltl Jury Demand: None
Cause: 05:552 Freedom of Information Act Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Delfino Garcia Gonzalez**

represented by **Zoe Pokempner Levine**
Bronx Defenders
360 East 161st
Bronx, NY 10451
718-838-7808
Fax: 718-665-0100
Email: zoel@bronxdefenders.org
ATTORNEY TO BE NOTICED

V.

Defendant**US Citizenship & Immigration Services**

represented by **Joshua Evan Kahane**
U.S. Attorney Office SDNY
86 Chambers Street
New York, NY 10007
212-637-2699
Email: joshua.kahane@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**US Department of Homeland Security**

represented by **Joshua Evan Kahane**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**U.S. Immigration & Customs
Enforcement**

represented by **Joshua Evan Kahane**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|---|
| 04/02/2019 | <u>1</u> | COMPLAINT against US Citizenship & Immigration Services, US Department of Homeland Security. (Filing Fee \$ 400.00, Receipt Number ANYSDC-16606892) Document filed by DELFINO GARCIA GONZALEZ. (Attachments: # <u>1</u> Exhibit A – FOIA Request, # <u>2</u> Exhibit B – FOIA Receipt Confirmation)(Levine, Zoe) (Entered: 04/02/2019) |
| 04/02/2019 | <u>2</u> | CIVIL COVER SHEET filed. (Levine, Zoe) (Entered: 04/02/2019) |
| 04/03/2019 | | ***NOTICE TO ATTORNEY REGARDING CIVIL CASE OPENING STATISTICAL ERROR CORRECTION: Notice to attorney Zoe Pokempner Levine. The following case opening statistical information was erroneously selected/entered: County code New York;. The following correction(s) have been made to your case entry: the County code has been modified to Orange;. (jgo) |

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| | | (Entered: 04/03/2019) |
| 04/03/2019 | | ***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Zoe Pokempner Levine. The party information for the following party/parties has been modified: Delfino Garcia Gonzalez. The information for the party/parties has been modified for the following reason/reasons: party name was entered in all caps;. (jgo) (Entered: 04/03/2019) |
| 04/03/2019 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above–entitled action is assigned to Judge John G. Koeltl. Please download and review the Individual Practices of the assigned District Judge, located at http://nysd.uscourts.gov/judges/District . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at http://nysd.uscourts.gov/ecf_filing.php . (jgo) (Entered: 04/03/2019) |
| 04/03/2019 | | Magistrate Judge Debra C. Freeman is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: http://nysd.uscourts.gov/forms.php . (jgo) (Entered: 04/03/2019) |
| 04/03/2019 | | Case Designated ECF. (jgo) (Entered: 04/03/2019) |
| 05/03/2019 | <u>3</u> | NOTICE OF APPEARANCE by Joshua Evan Kahane on behalf of US Citizenship & Immigration Services, US Department of Homeland Security. (Kahane, Joshua) (Entered: 05/03/2019) |
| 05/03/2019 | <u>4</u> | LETTER MOTION for Extension of Time addressed to Judge John G. Koeltl from Joshua Kahane dated 5/3/19. Document filed by US Citizenship & Immigration Services, US Department of Homeland Security.(Kahane, Joshua) (Entered: 05/03/2019) |
| 05/07/2019 | <u>5</u> | ORDER granting <u>4</u> Letter Motion for Extension of Time. APPLICATION GRANTED. SO ORDERED. (Signed by Judge John G. Koeltl on 5/6/2019) (ks) (Entered: 05/07/2019) |
| 05/15/2019 | | Minute Entry for proceedings held before Judge John G. Koeltl: Initial Conference set for 7/8/2019 at 04:30 PM in Courtroom 14A, 500 Pearl Street, New York, NY 10007 before Judge John G. Koeltl. (Fletcher, Donnie) (Entered: 05/15/2019) |
| 05/24/2019 | <u>6</u> | ANSWER to <u>1</u> Complaint,. Document filed by US Citizenship & Immigration Services, US Department of Homeland Security.(Kahane, Joshua) (Entered: 05/24/2019) |
| 06/14/2019 | <u>7</u> | FIRST AMENDED COMPLAINT amending <u>1</u> Complaint, against US Citizenship & Immigration Services, US Department of Homeland Security, Immigration and Customs Enforcement.Document filed by Delfino Garcia Gonzalez. Related document: <u>1</u> Complaint. (Attachments: # <u>1</u> Supplement Certification of Consent, # <u>2</u> Exhibit A – USCIS FOIA request, # <u>3</u> Exhibit B – USCIS confirmation letter, # <u>4</u> Exhibit C – USCIS FOIA response letter, # <u>5</u> Exhibit D – ICE FOIA request, # <u>6</u> Exhibit E – ICE FOIA response letter, # <u>7</u> Exhibit F – ICE FOIA appeal acknowledgment letter, # <u>8</u> Exhibit G – ICE FOIA appeal supplemental email, # <u>9</u> Exhibit H – ICE FOIA appeal response letter, # <u>10</u> Exhibit I – email communications between counsel and ICE)(Levine, Zoe) (Entered: 06/14/2019) |
| 06/18/2019 | | ***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Zoe Pokempner Levine. The party information for the following party/parties has been modified: U.S. Immigration & Customs Enforcement. The information for the party/parties has been modified for the following reason/reasons: party name contained a typographical error. (sj) (Entered: 06/18/2019) |
| 06/20/2019 | <u>8</u> | FILING ERROR SUMMONS NOT LINKED TO CORRESPONDING PLEADING– REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Department of Homeland Security, re: <u>1</u> Complaint, <u>7</u> Amended Complaint,,, Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) Modified on 6/21/2019 (dnh). (Entered: 06/20/2019) |

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| 06/20/2019 | <u>9</u> | FILING ERROR SUMMONS NOT LINKED TO CORRESPONDING PLEADING – REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Immigration & Customs Enforcement, re: <u>1</u> Complaint, <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) Modified on 6/21/2019 (dnh). (Entered: 06/20/2019) |
| 06/20/2019 | <u>10</u> | FILING ERROR SUMMONS NOT LINKED TO CORRESPONDING PLEADING – REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Citizenship & Immigration Services, re: <u>1</u> Complaint, <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) Modified on 6/21/2019 (dnh). (Entered: 06/20/2019) |
| 06/20/2019 | <u>11</u> | FILING ERROR – DEFICIENT PLEADING – SUMMONS REQUEST As To – REQUEST FOR ISSUANCE OF SUMMONS as to United States, re: <u>1</u> Complaint, <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) Modified on 6/21/2019 (dnh). (Entered: 06/20/2019) |
| 06/21/2019 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Zoe Pokempner Levine to RE–FILE Document No. <u>9</u> Request for Issuance of Summons, <u>8</u> Request for Issuance of Summons, <u>10</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): Summons may only be linked to one pleading. <u>11</u> Request for Issuance of Summons. 'As to' Error; summons may only be issued to parties of record, United States is not a party to the case. Re–file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF. (dnh) Modified on 6/21/2019 (dnh). (Entered: 06/21/2019) |
| 06/23/2019 | <u>12</u> | REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Department of Homeland Security, re: <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) (Entered: 06/23/2019) |
| 06/23/2019 | <u>13</u> | REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Immigration & Customs Enforcement, re: <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) (Entered: 06/23/2019) |
| 06/23/2019 | <u>14</u> | REQUEST FOR ISSUANCE OF SUMMONS as to U.S. Citizenship & Immigration Services, re: <u>7</u> Amended Complaint,,,. Document filed by Delfino Garcia Gonzalez. (Levine, Zoe) (Entered: 06/23/2019) |
| 06/24/2019 | <u>15</u> | ELECTRONIC SUMMONS ISSUED as to US Citizenship & Immigration Services. (sj) (Entered: 06/24/2019) |
| 06/24/2019 | <u>16</u> | ELECTRONIC SUMMONS ISSUED as to U.S. Immigration & Customs Enforcement. (sj) (Entered: 06/24/2019) |
| 06/24/2019 | <u>17</u> | ELECTRONIC SUMMONS ISSUED as to US Department of Homeland Security. (sj) (Entered: 06/24/2019) |
| 06/28/2019 | <u>18</u> | ANSWER to <u>7</u> Amended Complaint,,,. Document filed by U.S. Immigration & Customs Enforcement, US Citizenship & Immigration Services, US Department of Homeland Security. (Attachments: # <u>1</u> Exhibit 1)(Kahane, Joshua) (Entered: 06/28/2019) |